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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
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9 DANIEL MARTINEZ,

10 Plaintiff(s),

11 v.

12 HELEN MARTINEZ, et al.,

13 Defendant(s).
14
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Case No. 3:08-cv-05503-FDB

16 **MINUTE ORDER REGARDING INITIAL DISCLOSURES**
17 **AND JOINT STATUS REPORT**

18 It is **ORDERED** that:

19 Pursuant to the Federal Rules of Civil Procedure, the deadline for the FRCP
20 26(f) Conference is **05/18/2010** and the deadline for Initial Disclosures
21 pursuant to FRCP26(a) is **06/01/2010** . The parties are directed to confer and
22 provide the Court with a combined Joint Status Report and Discovery Plan no
23 later than **06/08/2010. *FILING DEADLINES MEAN THE DATE ITEMS***
24 ***ARE TO BE FILED IN TACOMA.*** *As of June 1, 2004 electronic filing is*
25 *mandatory. Assistance is available from the court by contacting the help desk*
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1 at 1-866-323-9293. More information about electronic filing may be
 2 obtained through the court's website at www.wawd.uscourts.gov.

3 The Joint Status Report shall contain the following information:

4 1. What is the statutory jurisdictional basis for this Court's jurisdiction?

5 a. Concisely state the facts underlying the asserted basis for this Court's
 6 jurisdiction.

7 b. If a corporation is a party, name the state by which it was incorporated,
 8 and set forth facts demonstrating the corporation's principal place of
 9 business.

10 2. Is there any other jurisdiction where this cause of action might have been
 11 brought? If so, why is the Western District of Washington the preferred place of
 12 filing?
 13

14 3. What is the nature and complexity of the case?

15 4. What is the status of the case including hearings, motions, and discovery?

16 5. Should this case or portions of it be referred to a Special Master pursuant
 17 to Fed.R. Civ.P. 53?

18 6. Is this case appropriate for mediation under Local Rule 39.1? ***If no***
 19 explain.
 20

21 7. Do the parties agree to consent that a full-time magistrate judge may
 22 conduct all proceedings including trial under Local Rule MJR 13? in the
 23 Joint Status Report will constitute the parties consent to referral to U.S.
 24 Magistrate Judge J. Richard Creatura.

25 8. On what date will the case be ready for trial, considering Local Rule 16
 26 deadlines?

1 9. Is the trial to be jury or non-jury?

2 10. The number of trial days required?

3 11. The names, addresses and telephone numbers of trial counsel?

4 12. The dates on which trial counsel are unavailable and any other
5 complications to be considered in setting a trial date?

6 13. Suggestions for shortening or simplifying trial.

7 14. Should the case be bifurcated, trying liability issues before damages
8 issues, or bifurcated in any other way?

9 It is the responsibility of the Plaintiff's counsel to serve a copy of this order
10 upon all parties who may appear after this Order is filed within ten (10) days
11 of receipt of service of an appearance. It is also the responsibility of Plaintiffs
12 counsel to initiate the communication necessary to prepare this Joint Status
13 Report.
14

15 If counsel are unable to agree upon the content of any part of the status
16 report, they may respond in separate paragraphs. **Separate status reports are**
17 **not to be filed.**

18 If on the due date of the Joint Status Report, all defendant(s) or respondent(s)
19 have not been served, counsel for the plaintiff shall advise the Court in an
20 independent status report when service will be effected and why service has
21 not been previously accomplished.
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23 If on the due date the defendant(s) or respondent(s) have been served and no
24 answer or appearance has been filed, counsel for the plaintiff shall file an
25 independent status report setting forth the above information in items 1 through
26 10 to the extent possible. This report shall also include the current status of the

1 non-appearing parties.

2 Failure to respond to this Order pursuant to its terms may result in the
3 impositions of sanctions by the Court. The Clerk of this Court is instructed
4 to send uncertified copies of this Order to all counsel of record.

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6 The foregoing Minute Order entered by direction of the HONORABLE
7 FRANKLIN D. BURGESS, United States District Judge.

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9 DATED: February 8, 2010
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12 s/ Pat LeFrois
Pat LeFrois, Deputy Clerk
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